



Attorney Docket No.: 43889-951  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Koji ERIGUCHI, et al.

Serial No.: 09/610,640  
(DIV of SN: 08/965,892)

Filed: July 05, 2000

Group Art Unit: 2825

Examiner: C. EVERHART

For: APPARATUS AND METHOD FOR OPTICAL EVALUATION, APPARATUS AND METHOD FOR MANUFACTURING SEMICONDUCTOR DEVICE, METHOD OF CONTROLLING APPARATUS FOR MANUFACTURING SEMICONDUCTOR DEVICE, AND SEMICONDUCTOR DEVICE

AMENDMENT UNDER 37 C.F.R. § 1.111

Hon. Assistant Commissioner for Patents  
Washington, DC 20231

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NOV 13 2002  
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In response to the Office Action mailed August 6, 2002, having a shortened statutory period for response set to expire November 6, 2002, please amend the above-identified application as follows:

IN THE DRAWINGS:

Applicants submit herewith formal drawings of Figs. 1-32

IN THE CLAIMS:

Please cancel claims 38-40 and 69-72, without prejudice.

Please amend claims 41-48, 50-53, 62, 68, 73-78, 80-82, 84-87, 90, 95, 97-100, 103, 104, 108, 111, 113-116, 119, 120, 127, 128 and 137 as follows:

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2825/11

PATENT  
ATTORNEY DOCKET NO. 43889-951

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Serial No.: 09/610,640

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For: APPARATUS AND METHOD FOR OPTICAL ... SEMICONDUCTOR DEVICE

AMENDMENT TRANSMITTAL

Honorable Commissioner of Patents  
and Trademarks,  
Washington, D.C. 20231

Sir:

1. ☒ Transmitted herewith is an amendment for the above-identified application.

**STATUS**

2. ☒ Applicant is ☐ is small entity - verified statement:  
☐ attached ☐ already filed.  
☒ other than a small entity.

**EXTENSION OF TIME**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

- (a) ☐ Applicant petitions for an extension of time for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$ 55.00	\$ 110.00
<input type="checkbox"/> two months	200.00	400.00
<input type="checkbox"/> three months	460.00	920.00
<input type="checkbox"/> four months	720.00	1,440.00

Fee \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for ☐ months has already been secured and the fee paid therefor of ☐ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this Request \$ \_\_\_\_\_

- (b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

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4. X The fee for claims has been calculated as shown below:

	Claims Remaining After : Amendment	Highest Number Previously : Paid For	Present : Extra	Rate	Additional Fee
Total	:	:	:	:	:
Claims	: 96	: 103	: 0	: x \$ 18.00 =	: 0.00
Independent	:	:	:	:	:
Claims	: 22	: 7	: 15	: x \$ 84.00 =	: 1,260.00
Multiple Dependent Claims (first presentation)				: \$280.00 =	: 0.00
Total				=	: \$1,260.00
Reduction by 1/2 for small entity				:	: - 0
TOTAL FEE				:	: \$1,260.00

(a)      No additional fee for claims is required.

-OR-

(b) X The total additional fee for claims required \$ 1,260.00 .

**FEE PAYMENT**

5.      Attached is a check in the amount of \$ .

X Charge Deposit Account No. 50-0417 the amount of \$ 1,260.00. A duplicate copy of this Transmittal is enclosed for accounting purposes.

**FEE DEFICIENCY**

X If any additional extension and/or fee is required, this is the request therefor and to charge Deposit Account No. 50-0417.

AND/OR

X If any additional fee for claims is required, charge Deposit Account No. 50-0417. A duplicate copy of this Transmittal is enclosed for accounting purposes.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Date: 11/6/02

By:

Michael E. Fogarty  
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